

HOUSE BILL 309

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Q1
HB 137/02 - W&M

2003 Regular Session
3r0902
CF 3r0901

By: **Delegate Marriott (By Request - Baltimore City Administration) and
Delegates Branch, Carter, Kirk, Oaks, Paige, Rawlings, and Rosenberg**
Introduced and read first time: January 31, 2003
Assigned to: Ways and Means

A BILL ENTITLED

1 AN ACT concerning

2 **Property Tax - State Grants to Local Government for Tax Exempt Real**
3 **Property**

4 FOR the purpose of providing for certain State grants to counties and municipal
5 corporations in lieu of taxes for real property owned by nonprofit hospitals and
6 nonprofit educational institutions; specifying the amount of the State grants;
7 requiring the Director of the State Department of Assessments and Taxation to
8 certify to the State Comptroller by a certain date the assessed value of certain
9 real property in each county and municipal corporation and the amount of State
10 grants payable to each county and municipal corporation; requiring the State
11 Treasurer to pay certain State grants by a certain date on the warrant of the
12 State Comptroller; defining certain terms; providing for the application of this
13 Act; and generally relating to State grants to counties and municipal
14 corporations in lieu of taxes for real property owned by nonprofit hospitals and
15 nonprofit educational institutions.

16 BY adding to
17 Article - Tax - Property
18 Section 7-601 through 7-603 to be under the new subtitle "Subtitle 6. State
19 Grants to Local Government for Tax Exempt Real Property"
20 Annotated Code of Maryland
21 (2001 Replacement Volume and 2002 Supplement)

22 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
23 MARYLAND, That the Laws of Maryland read as follows:

1 **Article - Tax - Property**

2 SUBTITLE 6. STATE GRANTS TO LOCAL GOVERNMENT FOR TAX EXEMPT REAL
3 PROPERTY.

4 7-601.

5 (A) IN THIS SUBTITLE THE FOLLOWING WORDS HAVE THE MEANINGS
6 INDICATED.

7 (B) "EXEMPT REAL PROPERTY" MEANS REAL PROPERTY THAT IS OWNED BY A
8 NONPROFIT HOSPITAL OR NONPROFIT EDUCATIONAL INSTITUTION AND IS EXEMPT
9 FROM PROPERTY TAXATION UNDER § 7-202 OF THIS TITLE.

10 (C) "NONPROFIT HOSPITAL" MEANS A NONPROFIT HOSPITAL THAT OWNS
11 EXEMPT REAL PROPERTY.

12 (D) "NONPROFIT HIGHER EDUCATIONAL INSTITUTION" MEANS A NONPROFIT
13 PRIVATE COLLEGE, PRIVATE UNIVERSITY, OR PRIVATE INSTITUTION OF HIGHER
14 EDUCATION APPROVED BY THE MARYLAND HIGHER EDUCATION COMMISSION THAT
15 OWNS EXEMPT REAL PROPERTY.

16 7-602.

17 (A) FOR EACH FISCAL YEAR, THERE IS GRANTED OUT OF THE GENERAL FUND
18 OF THE STATE TO EACH COUNTY OR MUNICIPAL CORPORATION A STATE GRANT IN
19 LIEU OF TAXES FOR EXEMPT REAL PROPERTY OWNED BY NONPROFIT HOSPITALS
20 AND NONPROFIT HIGHER EDUCATIONAL INSTITUTIONS AND LOCATED IN THE
21 COUNTY OR MUNICIPAL CORPORATION AS PROVIDED IN THIS SUBTITLE.

22 (B) THE STATE GRANT REQUIRED IN SUBSECTION (A) OF THIS SECTION SHALL
23 BE IN AN AMOUNT EQUAL TO 77% OF THE COUNTY OR MUNICIPAL CORPORATION
24 PROPERTY TAX THAT, BUT FOR THE EXEMPTION UNDER § 7-202 OF THIS TITLE,
25 WOULD HAVE BEEN IMPOSED ON EXEMPT REAL PROPERTY FOR THE TAXABLE YEAR
26 PRECEDING THE FISCAL YEAR.

27 7-603.

28 (A) ON OR BEFORE MAY 1 OF EACH YEAR, THE DIRECTOR OF THE STATE
29 DEPARTMENT OF ASSESSMENTS AND TAXATION SHALL CERTIFY TO THE STATE
30 COMPTROLLER:

31 (1) THE ASSESSED VALUE OF THE EXEMPT REAL PROPERTY IN EACH
32 COUNTY AND MUNICIPAL CORPORATION IN THE STATE; AND

33 (2) THE AMOUNT OF STATE GRANTS PAYABLE TO EACH COUNTY AND
34 MUNICIPAL CORPORATION.

35 (B) PAYMENT OF THE STATE GRANTS UNDER THIS SUBTITLE SHALL BE MADE
36 ON OR BEFORE JULY 1 OF EACH YEAR BY THE STATE TREASURER ON WARRANTS OF

1 THE STATE COMPTROLLER, BASED ON THE CERTIFICATIONS OF THE DEPARTMENT
2 OF ASSESSMENTS AND TAXATION.

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 July 1, 2003 and shall be applicable to all fiscal years beginning on or after July 1,
5 2004.